

# T H E T O W N O F MERRIMAC

56911 State Highway 113 – P.O. Box 115  
Merrimac, WI 53561

## MINUTES OF THE TOWN BOARD MEETING

Wednesday, July 7, 2010

Present were Steve Peetz, Chair, Supervisor John Gaedke, Supervisor Terry Frosch, and Tim McCumber, Town Administrator & Clerk – Treasurer.

Peetz called the **TOWN BOARD MEETING** to order. McCumber confirmed the meeting had been properly noticed. The board considered approval of minutes of the town board meeting of June 2, 2010. Motion by Peetz to approve, second by Gaedke. Motion passed. The board reviewed the financial reports and approval of bills. Motion by Frosch to approve, second Peetz. Motion passed. Under **PUBLIC COMMENT**, Richard Grant of Baltic Ave. commented that he supports approving Beich's CSM. He also stated that he has been picking up bottles and cans along the road and asks the board to adopt a resolution to be sent to the state requiring a deposit law. He would ask the board to put it on next month's agenda. Grant also commented that Craig Karr of the DNR is advocating management and planning of the Clingman property in conjunction with the town and is not comfortable with this terminology. They call the pump house parcel N and are advocating a boat landing. He is advocating the town consider the adoption of a resolution opposing such plans. McCumber recommended that Parcel N be next month and the deposit law can wait until September. That was acceptable to him. Tim Healy of Hwy. 78 commented that he was pleased that when he missed the garbage last Monday, he was able to flag down the driver and they waited while he took out his trash. Bobbi Berk of Halweg Rd. commented that she was very upset a couple of weeks ago when the garbage truck crushed the recyclables and then saw it for several weeks in a row. Don Berk said he has also seen the empty container around 10am when the recyclable truck doesn't come until after 1pm. They hope that whoever picks up the recyclables that it is mandatory. McCumber reported that their complaint is the third. He spoke with the contractor who stated the practice is unacceptable and they were going to correct the problem. Jerry Groth reported he is having culvert problems. Peetz will look at it with Denny Beich at the property to determine if any action is needed. Under **CORRESPONDENCE**, the town received emails from Roger & Peggy Heidenreich, Richard & Kathryn Anderson, and Ronald Grosse asking the town to support Laura Olah and CSWAB requests surrounding the Badger landfill; a thank you note from Merrimac Women's Club; notice from Dept. of Commerce denying a preliminary application for a Community Development Block Grant. Under **REPORTS AND ANNOUNCEMENTS OF OFFICERS AND COMMITTEES**, it was reported that Open Book is on July 10, 2010. McCumber will be at UWGB Clerks and Treasurers institute for training the week of July 11<sup>th</sup> and again for the Administrators Summit on the week of July 25<sup>th</sup>. Peetz appreciates that Mr. Grant picks up roadside trash and asked residents to feel free to pick up garbage along the roadsides as it helps keep the town looking clean and saves the town from the expense. Peetz asked to have his cell number added to the website and minutes. There was no **UNFINISHED BUSINESS**. Under **NEW BUSINESS**, the board discussed a recommendation from the Planning & Zoning Commission to approve a Certified Survey Map for the creation of 1 lot in the Residential District along Owl's Head Road on property located on tax parcel 0662-00000 in the Town of Merrimac; application by Dennis & Sherilyn Beich Living Trust., S7003 Owl's Head Rd., Merrimac, WI 53561. McCumber reported the new parcel will be entirely in the residential district. Motion to approve by Frosch, second Peetz. Motion passed. The board discussed a recommendation from the Planning & Zoning Commission to approve a Certified Survey Map for the creation of 4 residential lots in the Residential District at the end of Oak Road on property located on tax parcels 0087-00000; 0094-00000; and 0096-00000 in the Town of Merrimac; application by Dan Heffron, Sr., Heffron & Associates, Inc., 2000 Prairie Street, Suite 100, Prairie du Sac, WI 53578. McCumber reported the commission worked out an agreement to expand the end of Oak Road to 66 feet and to extend the road to reach a new parcel that is being created. The developer agreed to a driveway easement that he will build and maintain at the property owner's expense because the terrain would require an expensive build out to meet highway standards. There are two existing easements that are not affected by the CSM. Motion by Frosch to approve, second by Peetz. Motion passed. The item regarding a request for donation from the Merrimac Fire Department to support the annual fireworks display was tabled by Peetz, second by Gaedke, until representatives decide to appear and make the request. Motion to table approved. The board then opened proposals for solid/waste recycling services for a five year contract beginning January 1, 2011. McCumber opened the bids. Veolia's lowest proposal

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started at \$14/mo per residence with bi-weekly recycling and is subject to a 2.5% annual increase. The second proposal was from Peterson's Sanitation. The proposal was incremental with the first year at \$9.50/mo per residence and ending in year five at \$10.75/mo per residence. The proposal requests that any increase in tipping fees be assessed in addition. The new rate for 2011 will be \$114.00 which not only results from the new contract, but the increased tipping fee assessed by the State of Wisconsin in the last state budget. Motion by Peetz, second by Frosch to accept Peterson's proposal. Motion passed. The board then considered a presentation by the United States Army regarding the expansion of Landfill #3646 at the Badger Army Ammunition Plant as located in the Town of Merrimac, Joan Kenney Commander's Representative. Mike Sitton appeared on behalf of the Army. He noted that in 2003 the rules for landfills were different. Under the new rules, the town is considered an effected jurisdiction because we are within the 1,500 feet of the landfill. Even though it is located in the town, US Government property is excluded from permitting. They need to expand the landfill because they have more non-contaminated materials than what they originally conceived. They are currently not planning to use an approved vertical cell, but might have to consider it if they cannot get expansion or if the siting process delay's the expansion approval. The types of wastes that have been put into the current landfill include non-hazardous waste, PCB's and asbestos. Hazardous wastes are not allowed in the landfill and they are not seeking approval for them. All hazardous wastes are taken off-site. All of the material is ground down to mulch size and then compacted into the landfill to eliminate air space. When they have approved materials that are found to be contaminated, it is not approved to be placed in the landfill. No action necessary. The board then considered Resolution 2010-04, a Landfill Siting Resolution regarding Landfill #3646 at the Badger Army Ammunition Plant as located in the Town of Merrimac to notify the Army of its possible intent to negotiate and to appoint members of the Town Siting Committee. McCumber reported the statutes allow for an affected community to create a Landfill Siting Committee to negotiate on items as it relates to permitting of landfills. He noted that the committee cannot reject the landfill, however, could discuss terms. In working with Chairman Peetz, they established a committee that is believed to be made up of residents who are not directly affected by the groundwater contamination and could make an independent determination as to what, if anything, should be negotiated with the Army. Peetz stated he thinks that the concerns citizens have are real and hopes the committee can be fair to both sides of the issue. McCumber read the resolution naming Tim Healy, Dawn Peetz, Marty Senger, and Terry Frosch to the Landfill Siting Committee. Motion by Peetz to adopt the resolution, second by Gaedke. Motion passed. The board then considered approval of the final audit for 2009 as prepared by Miller, Brussell, Ebben, and Glaeske, L.L.C. Motion by Peetz, second Frosch. Motion passed. Finally, a request from Sauk County Highway to regarding the annual petition for County Bridge Aids. Motion to deny participation by Peetz, second by Gaedke. Motion passed.

Motion to adjourn by Frosch, second by Gaedke. Motion passed.

**Town Officers:** Steve Peetz, Chair, 493-2106 or 608- 225-3110; Terry Frosch, Supervisor, 493-2891; John Gaedke, 356-2301; Supervisor, 493-2891; Tim McCumber, Town Administrator and Clerk-Treasurer, 493-2588 (**please, no calls at residence except for emergencies**). Assessor: Steve Mahlik, Equity Appraisal, LLC, 608/826-0009. Email address: [townmerr@merr.com](mailto:townmerr@merr.com). **Non-life threatening highway/road emergencies:** (608) 356-4895. Building permits are required in the Town of Merrimac. Contact Tim McCumber for permits and zoning regulations ([tnadmin@merr.com](mailto:tnadmin@merr.com)). Town website: <http://www.tn.Merrimac.wi.gov>. Special Garbage Collection requests to Peterson Sanitation: 608/524-6603.